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S&H Form: (2/01) DOCKET NO. 1454.1704

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Stefan AUST et al.

Serial No: 10/573,976

Group Art Unit: 2617

Confirmation No. 7754

Filed: March 30, 2006

Examiner:

For: METHOD FOR CONTROLLING A HANDOVER BETWEEN TWO NETWORK ACCESS

**DEVICES** 

### REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Sir:

It is requested that the Attorney Docket Number, the third Inventor's name, the Assignment for Published Patent Application information, and the Foreign Application number on the Official Filing Receipt be corrected. The correct the Attorney Docket Number is 1454.1704. The correct spelling of the third inventor's name is Carmelita GÖRG. Assuming that umlauts cannot be printed, the third inventor's name may recorded as Carmelita GOERG using conventional transliteration. The correct Assignment for Published Patent Application information should be inserted to reflect: Siemens Aktiengesellschaft, Munich, Germany. The correct Foreign Application number is 10345528.0.

This information is evidenced by a copy of the Transmittal Letter, a copy of the executed Declaration, and a copy of the executed Assignment which were attached to the application as filed. For the convenience of the Patent and Trademark Office, attached is a photocopy of the original receipt on which the errors have been noted in red.

It is requested that a corrected Official Filing Receipt be issued in this application.

Respectfully submitted,

STAAS & HALSEY LLP

Date: <u>10/18/06</u>

By: <u>Ikuliand (). Palthof</u> Richard A. Gollhofer

Registration No. 31,106

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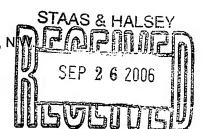
# United States Patent and Trademark Office

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FILING OR 371 ART UNIT FIL FEE REC'D DRAWINGS TOT CLMS ATTY.DOCKET NO IND CLMS APPL NO. (c) DATE 10/573,976 03/30/2006 2617 900 14541704 3

**CONFIRMATION NO. 7754** 

21171 STAAS & HALSEY LLP SUITE 700 1201 NEW YORK AVENUE, N WASHINGTON, DC 20005



OC000000020472988

Date Mailed: 09/19/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

### Applicant(s)

Stefan Aust, Kyoto, JAPAN;

Nikolaus Albert Fikouras, Hambergen, GERMANY;

Carmelita Gorg, Bremen, GERMANY; Cornel Pampu, Berlin, GERMANY;

Daniel Proetel, Bremen, GERMANY;

Assignment for Published Patent Application: Siemens Aktiengesellschaft, Munich, Germany. Power of Attorney: The patent practitioners associated with Customer Number 21171.

### Domestic Priority data as claimed by applicant

This application is a 371 of PCT/EP04/52369 09/30/2004

### Foreign Applications

GERMANY 103455380 09/30/2003

-- 10345528.0 --

If Required, Foreign Filing License Granted: 09/18/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/573,976** 

Projected Publication Date: 12/28/2006

Non-Publication Request: No

Early Publication Request: No

Title

Method for controlling a handover between two network access devices

**Preliminary Class** 

455

### PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

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For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, http://www.stopfakes.gov. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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Title 37, Code of Federal Regulations, 5.11 & 5.15

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M PTO-1390 ( 12-2004) OCT 1 8 2006

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY AS DOCKET NUMBER

RANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) NCERNING A FILING UNDER 35 U.S.C. 371

U.S. APPLICATION NO. (If known, see 37 CFR 1.5

NTERNATIONAL APPLICATION NO. PCT/EP2004/052369

INTERNATIONAL FILING DATE 30 September 2004

PRIORITY DATE CLAIMED 30 September 2003

TITLE OF INVENTION

METH	OD FOR CONTROLLING A HANDOVER BETWEEN TWO NETWORK ACCESS DEVICES
	ANT(S) FOR DO/EO/US AUST et al.
Applicar	nt herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:
1. 🛭	This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
2. 🗆	This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
3. 🖾 i	This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. 🛛	The US has been elected (Article 31).
5. 🗆 🛚	A copy of the International Application as filed (35 U.S.C. 371(c)(2))  a.  is attached hereto (required only if not communicated by the International Bureau).  b.  has been communicated by the International Bureau.  c.  is not required, as the application was filed in the United States Receiving Office (RO/US).
6. 🗵 .	An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). a. ☑ is attached hereto. b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. 🗆 .	Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))  a.  are attached hereto (required only if not communicated by the International Bureau).  b.  have been communicated by the International Bureau.  c.  have not been made; however, the time limit for making such amendments has NOT expired.  d.  have not been made and will not be made.
9. ⊠ 10. ⊠ .	An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)). An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
Items	11 to 20 below concern document(s) or information included:
11. 🛛	An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
	An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
	A preliminary amendment.
14. 🛘	An Application Data Sheet under 37 CFR 1.76.
15. 🛛	A substitute specification, including marked-up copy.
16. 🗆	A power of attorney and/or change of address letter.
	A computer-readable form of the sequence listing in accordance with PCT Rule 13ter. 2 and 37 CFR 1.821 - 1.825.
18. 🖾	A copy of the published international application under 35 U.S.C. 154(d)(4).
19. 🔲	A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. 🖾	Other items or information: PCT/ISA/220; PCT/ISA/210; PCT/ISA/237 w/Supplemental Sheet; PCT/IPEA/416;

PCT/IPEA/409 w/Supplemental Sheet.

U.S. APPLICATION NO. (if	known, see 37 CFR 1.5)		TERNATIONAL APPLICATION NO CT/EP2004/05236				ATTORNEYS DO 1454.1704	
21.   The fol	lowing fees are s	ubmitte	d:		1,2,3,1	APPI	LICANT USE	OFFICE USE ONLY
⊠ a)	Basic National	Fee	•••••		\$300.00	\$300	.00	
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If the written o examinatio provisions Search fee (37 application International S provided to	n report prepare of PCT Article 3 CFR 1.445(a)(2) to the USPTO a earch Report pro the Office or pro-	A/US or d by IP 3(1) - (4 has be s an Interpared revious	492(b)) the International pr EA/US indicates all b) en paid on the inter ternational Search A by an ISA other than ly communicated to	claim rnatio Author n the the U	s satisfy \$0 nal rity\$100 US and IS by the IB \$400	\$400	.00	
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Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492)(i).				\$				
TOTAL NATIONAL FEE =				\$90	0.00			
			7 CFR 1.21(h)). The as 37 CFR 3.28, 3.31). \$4			\$40.	00	
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a 🕅	A check in the amount of \$940.00 to cover the above	e fees is enclosed.
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Staas	s & Halsey LLP	Richard A. Gollhofer
	New York Avenue, N.W., 7th Floor	NAME
	hington, DC 20005	
		Date
		<u>31,106</u>
1		REGISTRATION NUMBER

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# Declaration and Power of Attorney For Patent Application Erklärung Für Patentanmeldungen Mit Vollmacht German Language Declaration

Áls nachstehend benannter Erfinder erkläre ich hiermit an Eides Statt

dass mein Wohnsitz, meine Postanschrift, und meine Staatsangehörigkeit den im Nachstehenden nach meinem Namen aufgeführten Angaben entsprechen, dass ich, nach bestem Wissen der ursprüngliche, erste und alleinige Erfinder (falls nachstehend nur ein Name angegeben ist) oder ein ursprünglicher, erster und Miterfinder (falls nachstehend mehrere Namen aufgeführt sind) des Gegenstandes bin, für den dieser Antrag gestellt wird und für den ein Patent für die Erfindung mit dem Titel beantragt wird:

einer Verfahren Steuerung zur zwischen zwei Verbindungsübergabe <u>Netzzugangseinrichtungen</u>

deren Beschreibung hier beigefügt ist, es sei denn (in diesem Falle Zutreffendes bitte ankreuzen), diese Erfindung

wurde angemeldet am 30.09.2004 unter der US-Anmeldenummer oder unter der Internationalen Anmeldenummer im Rahmen des PCT-Vertrags PCT/EP2004/052389 und am 04.11.2004 und 29.07.2005 abgeändert (falls zutreffend).

Ich bestätige hiermit, dass ich den Inhalt der obigen Patentanmeldung einschliesslich der Ansprüche, die eventuell durch einen Zusatzantrag wie oben erwähnt abgeändert wurde, durchgesehen und verstanden habe.

ich erkenne meine Pflicht zur Offenbarung jeglicher Informationen an, die zur Prüfung der Patentfähigkeit in Einklang mit Titel 37, Code of Federal Regulations, er i sterre entrem er er ermente fint m § 1.56 von Belang sind.

Ich beanspruche hiermit ausländische Prioritätsvortelle gernaß Title 35, United States Code, § US-Code, § 119 (a)-(d), bzw. § 365(b) aller unten aufgeführten für Patente Auslandsanmeldungen 365(a) aller .- PCT Erfinderurkunden, oder § Internationalen Anmeldungen, welche wenigstens ein Land ausser den Vereinigten Staaten von Amerika benennen, und habe nachstehend durch ankreuzen sämtliche Auslandsanmeldungen für Patente bzw. Erfinderurkunden PCT internationale oder Anmeldungen angegeben, deren Anmeldetag dem der Anmeldung, für welche Priorität beansprucht wird, vorangeht

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

### handover controlling Method between two network access devices

the specification of which is attached hereto unless the following box is checked:

was filed on 30.09.2004 as United States Application Number or PCT International Application Number PCT/EP2004/052369 and was amended on Nov. 4th 2004 and July 29th 2005 (If applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority under Title 35, 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Page 1

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Prior foreign appplication Priorität beansprucht	ns 			Priority (	Claimed
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(Number) (Nummer)	(Country) (Land)	(Day Month Year File (Tag Monat Jahr eln		Yes Ja	No Nein
Ich beanspruche hierm Code, § 120 zustel aufgeführten US-Paten aller PCT international Vereinigten Staaten verkenne, insofem de früheren Anspruchs die einer US-Patentanmeld Anmeldung in einer ge Title 35, US-Code, § 1 Weise offenbart wurde, jeglicher informationen Patentfähigkeit in Eini Federal Regulations, § Im Zeitraum zwischen Patentanmeldung und Rahmen des Vertrags dem Gebiet des Finternationalen Anmelder	nenden Vorteile all stanmeldungen bzw. Ien Anmeldungen, won Amerika benen er Gegenstand eine Ber Patentanmeldung, bzw. PCT inter emäß dem ersten Al 12 vorgeschriebener meine Pflicht zur Offin an, die zur Prüklang mit Title 37. 1.56 von Belang sin dem Anmeldetag der dem nationalen über die Zusammen Patentwesen (PCT)	ier unten § 365(c) reiche die inen, und es jeden g nicht in nationalen bsatz von in Art und ifenbarung iffung der Code of id und die r früheren oder im narbeit auf	I hereby claim the benefit un Code, § 120 of any United 365(c) of any PCT Internation the United States, listed by subject matter of each of the is not disclosed in the prolinternational application in the first paragraph of Title 35, Un acknowledge the duty to dismaterial to patentability as different Regulations, § 1.56 between the filing date of the national or PCT International application.	States application and application and application and application applications application applicatio	pplication(s), or § ation designating, insofar as the of this application States or PCT r provided by the se Code, § 112, I armation which is Title 37, Code of secame available uplication and the
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Ich erkläre hiermit, d Erklärung von mir gem Wissen und Gewissen of femer daß ich diese Kenntnis dessen ab vorsätzlich falsche Anga 1001, Title 18 des US Geldstrafe und/oder Get und daß derartige wiss	achten Angaben nac der Wahrheit entspre eidesstattliche Erk dege, daß wissent aben oder dergleicher S-Cöde strafbar sind fängnis bestraft werde	ch bestem chen, und därung in tlich und n gemäß § d und mit en können	I hereby declare that all state own knowledge are true and on information and belief ar further that these stateme knowledge that willful false made are punishable by fine under Section 1001 of Title Code and that such willfigeopardize the validity of the	of that all a believe onts were statement or imprise 18 of the full false	statements made d to be true; and made with the ts and the like so sonment, or both, he United States statements may

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POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: (list name and registration number)

And I hereby appoint

Customer No. 21171

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	Ext.

Postanschrift:

Send Correspondence to:

Staas & Halsey LLP Intellectual Property Attorneys
1201 New York Avenue, NW, Suite 700 20005 Washington UNITED STATES OF AMERICA
Telephone: (001) 202 434 1500 and Facsimile (001) 202 434 1501

or Customer No. 21171

	Full name of sole or first inventor.
Voller Name des einzigen oder ursprünglichen Erfinders:, 1/- 1-:	
Stefan Aust	Stefan Aust
Unterschrift des Erfinders Datum	Reson Aut 22.3.06
Wohnsitz .	Residenze
Kyoto, JAPAN	Kyoto, JAPAN
Staatsangehörigkeit	Citizenship
DE	DE
Postanschrift	Post Office Addess
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619-0224 Kyoto	619-0224 Kyoto
JAPAN	JAPAN
Voller Name des zweiten Miterfinders (falls zutreffend):	Full name of second joint inventor, if any:
Nikolaus Albert Fikouras	Nikolaus Albert Fikouras
Unterschrift des Erfinders Deturn	Inventor's signature Date
Wohnsitz	Residence
Hambergen, GERMANY	Hambergen, GERMANY
Staatsangehörigkeit	Cilizenship
DE	DE
Postanschrift.	Post Office Address
Bergstr. 2	Bergstr. 2
27729 Hambergen	27729 Hambergen
GERMANY	GERMANY

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(Supply similar information and signature for third and subsequent joint inventors).

Page 3

Form PTO/SB/103 (8-96)

Patent and Trademark Office-U.S. Department of COMMERCE

### German Language Declarati

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POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: (Ilst name and registration number)

And I hereby appoint

Customer No. 21171

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number)

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Send Correspondence to:

Staas & Halsey LLP Intellectual Property Attorneys 1201 New York Avenue, NW, Suite 700 20005 Washington UNITED STATES OF AMERICA Telephone: (001) 202 434 1500 and Facsimile (001) 202 434 1501

· ~ Customer No. 21171

Voller Name des einzigen oder unsprünglichen Erfinders; (in in.,	Full name of sole or first inventor:
Stefan Aust	Stefan Aust
Unterschrift des Erfinders Datum	Inventor's signature Date
Wohnsitz	Residence
Kyoto, JAPAN	Kyoto, JAPAN
Staatsangehörigkeit	Citizenship .
DE	DE
Postanschrift	Post Office Addess
12-303 5-1-3 Kabuto-Dai / Kizu-cho Soraku- gun	12-303 5-1-3 Kabuto-Dai / Kizu-cho Soraku- gun
619-0224 Kyoto JAPAN	619-0224 Kyoto JAPAN
Voller Name des zweiten Miterfinders (falls zutreffend):	Full name of second joint inventor, if any:
Nikolaus Albert Fikouras	Nikolaus Albert Fikouras
Unterschrift des Erfinders Datum	Inventor's signature Date  N. A. Hillarussych 20.03.06
Wohnsitz	Residence
Hambergen, GERMANY	Hambergen, GERMANY
Steatsangehörlgkeit	Citizenship
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Postanschrift	Post Office Address
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(Supply similar information and signature for third and subsequent joint inventors).

Page 3

Form PTO/SB/103 (8-96)

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oller Name des dritten Miterfinde «	Full name of third joinventor
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subsequent joint Inventors).

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Voller Name des vierten Miterfinders:	Full name of fourth joint inventor:
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faller Name des drillen Miterfinoors:	Full name of third joint is wentor.	
Prof. Carmelita Görg	Prof. Carmelita Görg	
Unterschrift des Erfinders Datum	Inventor's signature	Date
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/oller Name des vierten Miterlinders:	Full name of fourth joint inventor;	
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olier Name des fünften Miterfinders:	Full name of fifth joint inventor.	
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staatsangehörigkeit		

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		Stass & Habsey LLP  Director of the U.S. Patent and	U.S. DEPARTM	ENT OF COMMERCE
	1.	Name of conveying party(ies):		<b>MON</b>
		Stefan AUST Nikolaus Albert FIKOURAS Carmelita GÖRG Comel PAMPU Daniel PROETEL	10/3	7397/
	2.	Name and Address of receiving party(ies):		
		SIEMENS AKTIENGESELESCHAET Wittelsbacherpletz 233 80333 Munich Germany		
	3.	X       Assignment       Merger         Security Agreement       Change of Name         Other:       Security Agreement       Change of Name         Other:       O3/22/2006; 03/20/2006; 03/14/2006; 03/14/2006		
	4.	Application number(s) or patent number(s):  ☑ This document is being filed together with a new application.		٠
	-	OR  This document is being filed after filing of the application:  (a) Patent Application No(s)., filed Concurrently; or  (b) Patent No(s)., issued.		
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### ASSIGNMENT



For good and valuable consideration, I/we, the undersigned

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(Title:) Method for controlling a handover between two network access devices

disclosed in the PCT international application for Letters Patent designating the United States, said application being identified in our records as

Applicants File No.

2003P15148WOUS

and filed as PCT-application

PCT/EP2004/052369

and in and to said application and all divisional, continuing substitute, renewal, reissue and all other applications for Letters Patent which have been or shall be filed in the United States on any of said improvements; and in and to all original and reissued patents which have been or shall be issued in the United States on said improvements;

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hereby covenant with said Assignee, its successors, assigns and legal representatives that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed had been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.

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4	Prof. Carmelita Görg
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hereby agree that said Assignee may apply for and receive Letters Patent for said improvements in its own name and that when requested without charge to but at the expense of said Assignee, its successors, assigns, and legal representatives, to carry out in good faith the intent and purpose of this agreement, the undersigned will execute all divisional, continuing substitute, renewal, reissue and all other patent applications on any and all said improvements; execute all rightful oaths, assignments, powers of attorney and other papers; communicate to said Assignee, its successors, assigns and legal representatives all facts known to the undersigned relating to said improvements and the history thereof; and generally do everything possible which said Assignee, its successors, assigns, or legal representatives shall consider desirable for aiding in securing and maintaining proper patent protection for said improvements and for vesting title to said improvements and all applications for patents and all patents on said improvements in said Assignee, its successors, assigns, and legal representatives; and

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hereby agree that said Assignee may apply for and receive Letters Patent for said improvements in its own name and that when requested without charge to but at the expense of said Assignee, its successors, assigns, and legal representatives, to carry out in good faith the intent and purpose of this agreement, the undersigned will execute all divisional, continuing substitute, renewal, reissue and all other patent applications on any and all said improvements; execute all rightful oaths, assignments, powers of attorney and other papers; communicate to said Assignee, its successors, assigns and legal representatives all facts known to the undersigned relating to said improvements and the history thereof; and generally do everything possible which said Assignee, its successors, assigns, or legal representatives shall consider desirable for aiding in securing and maintaining proper patent protection for said improvements and for vesting title to said improvements and all applications for patents and all patents on said improvements in said Assignee, its successors, assigns, and legal representatives; and

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